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PTO/SB/01 (03-01) Approved for use through 10/31/2002. OMB 0851-0032 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Express Mail No. EV494042277US DECLARATION FOR UTILITY, DESIGN, DIVISIONAL AND CONTINUATION-IN-PART PATENT APPLICATIONS (37 CFR 1.63) Attorney Docket Number 56029-53712 First Named Inventor Roy Curtiss III Declaration Submitted with Initial Filing COMPLETE IF KNOWN Application Number 10/526,365 Supplemental Declaration Declaration Filing Date August 29, 2003 Declaration Submitted for Submitted for Submitted Continuation-In-Divisional Filing Group Art Unit Not yet assigned Part Filling Examiner Name Not yet assigned As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Regulated Bacterial Lysis for Gene Vaccine Vector Delivery and Antigen Release (Title of the Invention) the specification of which is attached hereto OR was filed on (MM/DD/YYYY) 08/29/2003 as United States Application Number or PCT International Application Number 10/526,365 and was amended on (MM/DD/YYYY) (if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuationin-part applications, material information which became available between the filling date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed. **Prior Foreign Application** Country Foreign Filing Date **Certified Copy Attached? Priority** Number(s) (MM/DD/YYYY) **Not Claimed** YES NO Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

(Page 1 of 2)

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DECLARATION — Utility of Design Patent Application				
Direct all correspondence to: Customer Number or Bar Code Lat	per o	21888 OR [	Correspondence address below	
Name Charles P. Romano				
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
NAME OF SOLE OR FIRST INVENTOR:				
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